

TAB 2

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

RICHARD CHAMBERS
INDIVIDUALLY AND ON BEHALF
OF ALL OTHERS SIMILARLY
SITUATED,

Plaintiff,

v.

Civil Action No. 4:08-cv-03676

SEARS, ROEBUCK AND CO.,

Judge Honorable Nancy F. Atlas

Defendant.

STEVEN WERCHAN,

Plaintiff,

v.

Civil Action No.

SEARS, ROEBUCK AND CO., and A&E
FACTORY SERVICE, LLC,

Defendants.

DECLARATION OF JOHN R. DAVIS

I, John R. Davis, declare under penalty of perjury under the laws of the United States and the State of Pennsylvania that the following are true and correct:

1. I have personal knowledge of all matters set forth in this declaration and, if called to testify, could competently testify thereto.
2. I am a resident of the State of Pennsylvania.

3. I am the Assistant Director of Claims Administration for RG/2 Claims Administration LLC ("RG/2"), the Court appointed Claims Administrator for the settlement in *Lenahan v. Sears, Roebuck and Co.*, No. 0-00045 (SRC) (TJB), which was filed in the United States District Court for the District of New Jersey.

4. I have personal knowledge of the facts and documents set forth below based on my job duties, experience and review of Company records.

5. As Settlement Administrator, RG/2 was responsible for: (1) mailing the parties' Notice of Pendency of Class and Collective Actions, Proposed Settlement, and Hearing Date for Court Approval ("Notice") and the Claim, Waiver, Release and Consent to Join Form ("Claim Form") to the approximately 16,250 class members; (2) processing the claim forms returned by the class members; (3) computing the amount of each settlement check; (4) mailing the settlement checks; and (5) more generally, resolving any issues related to the issuance of the Notice and settlement checks.

6. On January 13, 2006, RG/2 mailed the Notice and Claim Form to all identified class members included on the class list Sears provided.

7. RG/2 has received and processed approximately 7,500 claim forms.

8. Based upon my review of RG/2's records, 135 individuals from District 8107 submitted claim forms and received settlement checks, and 58 individuals from District 8147 submitted claims forms and received settlement checks.

9. Exhibit A attached hereto is a spreadsheet listing the technicians from District No. 8107 that received settlement checks.

10. Exhibit B attached hereto is a spreadsheet listing the technicians from District 8147 that received settlement checks.



John R. Davis

Dated: February 12, 2010

Exhibit A

Technicians From District No. 8107 Issued Settlement Checks

FirstName	LastName	EmployeeID	District
HENRIETTA	ADAMS-ROBERTS	01965408	08107
JOSEPH	ALLEN	01006626	08107
ROBERT	ANDERSON	01877808	08107
DONALD	ANDERSON	01028047	08107
CLARENCE	ARDION	02043561	08107
LARRY	ASHLEY	01064588	08107
PETER	BARBERA	01026386	08107
MARK	BASS	02499993	08107
RALPH	BECKER	01024661	08107
JEFFREY	BELASCO	01027430	08107
MARK	BERTRAND	02188409	08107
MARY	BLACK	01057230	08107
ROGER	BLOUNT	01138887	08107
BENJIMAN	BOULTER	02216940	08107
BILLY	BRADDOCK	01009466	08107
ORAN	BRITTON	01071361	08107
ODIS	BROWN	01041745	08107
HARLEY	BRYANT	01023719	08107
ARNOLD	CANALES	01054333	08107
FELIPE	CASTRO	01116523	08107
GILBERT	COLLINS	01032294	08107
WAYNE	CRAIG	01007017	08107
MIGUEL	CRUZ	02327637	08107
RUFUS	DAVIS	01013063	08107
LAWRENCE	DAVIS	01030272	08107
WALLACE	DELACRUZ	01024986	08107
RANDY	DINET	01027405	08107
DOUGLAS	DORNAK	01075713	08107
KENNETH	DRAKE	01030200	08107
CHARLES	EBERT	01038227	08107
THOMAS	EHRENSBERGER	01006679	08107
JOE	ESPINOSA	02321473	08107
DELFINO	ESTRADA SR	01037901	08107
ALBERT	EVERETT	01132367	08107
KENNETH	FLETCHER	01034834	08107
BOWANA	FLOWERS	01335313	08107
DEBORAH	FRY	01037910	08107
DAVID	GALAVIS	02329469	08107
RICHARD	GALONEK	01036832	08107
ARUNA	GAMAGE	01065774	08107
DAVID	GARCIA	01177770	08107
LUIS	GONZALES	02471675	08107
ROBERT	GUERRERO	01339093	08107
JOSEPH	GUILLORY	01905149	08107
TRACEY	HAHN	01028598	08107
CHAD	HANSEN	01041995	08107
MICHAEL	HARRISON	02052650	08107
DOUG	HASTY	01257165	08107
JIMMY	HAUSLER	01244343	08107
BRIAN	HAVRAN	01027131	08107
DOUGLAS	HEES	01888422	08107
MILFORD	HEIN	01031572	08107

Exhibit A

Technicians From District No. 8107 Issued Settlement Checks

FirstName	LastName	EmployeeID	District
JOHN	HESSE	01033571	08107
ROBERT	HILLER	01030204	08107
FRANK	HLOZEK	01341194	08107
LESLIE	HOLT	01009331	08107
GARY	JASKIER	02310992	08107
TERENCE	JOHNSON	01054138	08107
KENNETH	JOHNSON	01012494	08107
RUSSELL	JOHNSON	01035882	08107
PIER	JOHNSON	02328997	08107
DEVIN	JONES	02485130	08107
VINCENT	JONES	01090860	08107
MICHAEL	KEENE	01971312	08107
DAVID	KLAM	01020003	08107
KERRY	KLIBERT	01024965	08107
DONALD	KOESTER	01023726	08107
CLAY	LEWIS	02085531	08107
JOHN	LEWIS	01037904	08107
SAMMY	LINDSEY	01001090	08107
LIONELL	LOGAN	01023560	08107
JESUSA	LOPEZ	01508052	08107
AARON	MARROW	01038356	08107
EMANUEL	MARSHALL	01030767	08107
BRIAN	MARTIN	01886572	08107
PATRICK	MCGOWAN	02109445	08107
ERIC	MCGRATH	02082424	08107
RONALD	MITCHELL	02098690	08107
KILEY R	MONTGOMERY	02486909	08107
KENNETH	MOORE	01051970	08107
JOSE	MUNOZ	01133896	08107
RUSSELL	ONDRUCH	01065749	08107
FROILAN	ORTIZ	01900724	08107
ROGER	OSBORN	01261320	08107
EDWARD	PARKER	01068846	08107
SCOTT	PARR	01048427	08107
CAROL	PAYNE	01293437	08107
DEBRAH	PELLETIER	01033973	08107
GERALD	PERKINS	01036421	08107
GREGORY	PHILLIPS	01036105	08107
DONALD	RAWLS	01322549	08107
AUBREY	REDWINE	02027993	08107
RALPH	REED	01902772	08107
DAVID	RIDEOUT	01019358	08107
JUAN	RIOS	01794518	08107
BOBBY	ROBBINS	02317738	08107
ROY	ROBERTSON	01521851	08107
STEPHEN	RODRIGUEZ	01200221	08107
ROBERT	RODRIGUEZ	01030073	08107
DAVID	RULEY	01783388	08107
CHRIS	SABINO	01280674	08107
JOSE	SALINAS	01169255	08107
RANDY	SCHATTEL	02187633	08107
MICHAEL	SCHWARK	01892741	08107

Exhibit A

Technicians From District No. 8107 Issued Settlement Checks

FirstName	LastName	EmployeeID	District
ROY	SCOTT	02197283	08107
ROBERT	SHERMAN	01534429	08107
ALFRED	SIFUENTEZ	01028091	08107
CHANDIMA	SILVA	01059297	08107
ODELL	SINGLETON	02327597	08107
TIMOTHY	SMALL	01042057	08107
KEITH	SMITH	01027359	08107
ADRIAN	SRUBAR	01030821	08107
JAMES	STONE	01687260	08107
RAMON	SUAREZ	01098261	08107
JOSEPH	SUPAK	01022676	08107
JAMES	TAYLOR	01045703	08107
DONALD	THIBODEAUX	01158932	08107
PRESTON	THOMAS	01028965	08107
DAVID	TOMPKINS	01010602	08107
JOHN	TRAN	01032283	08107
AMERICO	TREVINO	01765706	08107
GILBERT	TRISTAN	01023416	08107
SCOTT	TURNBAUGH	01328513	08107
STEPHEN	VALKA	01020211	08107
ROBERT	VELA	01037844	08107
JERRY	VIERUS	01069811	08107
MARK	VILLMAN	01020064	08107
BILL	VINCENT	01066254	08107
DANNY	WHITE	01036367	08107
ROY	WILLIAMS	01518507	08107
GREGORY	WILSON	01034288	08107
AMOS	WOODRUFF	01035851	08107
JENE	WRIGHT	01971406	08107
PRINTIS	YOUNG	01025816	08107
LOUIS	ZACEK	01079696	08107

Exhibit B

Technicians From District No. 8147 Issued Settlement Checks

FirstName	LastName	EmployeeID	UNIT
ERNEST	AGUEROS	01021982	08147
HECTOR	AGUIRRE	01074142	08147
JOHN	ALCAZAR	01110977	08147
ROGER	ARENAS	01013510	08147
LENNIE	ARROYO	02049549	08147
BELTRAN	ARTHUR	01402932	08147
MIGUEL	AYALA	01328289	08147
GILBERT	BALDERAS	02319315	08147
MOISES	BARRERA	01082545	08147
DAVID	BOMER	01020542	08147
ROBERT	CARDOZA	01887678	08147
CHARLES	CHRISTIAN	01887739	08147
WILLIAM	CLEMENTS	01886580	08147
GEORGE	DIAZ ESTRADA	01067585	08147
LARRY L	ENNIS	01033112	08147
HERIBERTO	ESTRADA	01215430	08147
PEDRO	GARCIA	01031634	08147
ROY	GARZA	01031614	08147
RICHARD	GEHRMANN	01014675	08147
JOE	GUERRA	01039606	08147
RICARDO	GUILLEN	01556243	08147
MORRIS	GUNNELLS	02341784	08147
MARLAND	HARRISON	02028039	08147
JESUS	HUIZAR	01947678	08147
WILLIAM	KREMER	01150186	08147
LORENZO	MALDONADO	01027979	08147
JESSE	MARTINEZ	01953512	08147
DAVID	MARTINEZ	01090076	08147
GENARO	MEDINA	01029981	08147
LESTER	MILLER	01021478	08147
FELIX	MONGE	01139363	08147
PEDRO	MORENO	01005103	08147
KEVIN	MORTON	01021569	08147
LARRY	NELL	02027913	08147
EDUARDO	NICASIO	01727433	08147
ROBERT	NICKEL	01132105	08147
BENJAMIN	NOVAK	01027982	08147
MARTHA	NOVAK	01031975	08147
ANDREW	OLIVE	02052455	08147
ROBERT	OLSON	02319247	08147
HUGO	ORTEGA	01339144	08147
DAVID	PEREZ	01112172	08147
STUART	PYBURN	01065927	08147
ROBERT	RICHARDS	01589901	08147
LARRY	SANCHEZ	01264252	08147
ROBERT	SAUCEDO	01099724	08147
JOHN	SCARLETT	02328707	08147
RONALD	SCHNEIDER	01015969	08147
BENFORD	SCHWARTZ	01886822	08147
WILLIAM	SCOTT	01014978	08147
OSCAR	SILVA	01033227	08147
JOSEPH	STARLING	02187629	08147

Exhibit B

Technicians From District No. 8147 Issued Settlement Checks

FirstName	LastName	EmployeeID	UNIT
ERNEST	TORREZ	02098669	08147
EFRAIN	TOVAR	01130989	08147
THOMAS	TREVINO	02078448	08147
JAIME	TRIAL	01004758	08147
EUSEBIO	VILLAREAL	01030159	08147
RAYMOND	WILLIAMS	01886517	08147